IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 15469 of 2007

For Approval and Signature:

HONOURABLE MR.JUSTICE RAVI R.TRIPATHI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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SUSHILABEN HIRABHAI PATEL AND OTHERS
Versus
THE STATE OF GUJARAT AND OTHERS

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Appearance :
MR HARIN P RAVAL for the Petitioners
MR SATYAM CHHAYA, ASSISTANT GOVERNMENT PLEADER for Respondent Nos.1 to 3 MR AJ PATEL for Respondent Nos.4 and 5

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CORAM : HONOURABLE MR.JUSTICE RAVI R.TRIPATHI

Date : 19/07/2007

ORAL JUDGMENT

1. **RULE**. Mr.Satyam Chhaya, learned Assistant Government Pleader waives service of Rule on behalf of respondent Nos.1, 2 and 3. Learned advocate Mr.A.J.Patel waives service of Rule on behalf of

respondent Nos.4 and 5.

2. Present is the petition filed against order dated 31.05.2007 passed by the Settlement Commissioner and Director of Land Records.

By the aforesaid order, the Settlement Commissioner and Director of Land Records refused to grant the injunction prayed for.

3. After the matter is heard, a consensus is arrived at between the parties that if the Settlement Commissioner and Director of Land Records can be directed to decide the revision application in a time frame and in the meantime, if the parties are directed to maintain status quo, the interest of justice will stand served.

4. In view of the aforesaid consensus, following directions are issued:

I. The Settlement Commissioner and Director of Land Records is directed to decide the matter being Revision Application No.77 of 2007 within two weeks from the date of receipt of copy of this order.

II. In the meantime, the parties are directed to main status quo.

5. The aforesaid directions are issued on an assurance given by the learned advocates to this Court that their counterparts will not ask for any adjournment before the Settlement Commissioner and

Director of Land Records and will proceed with the matter by reporting on 30.07.2007.

This judgment and order is passed without prejudice to the rights and contentions of both the parties.

6. Rule is made absolute with no order as to costs.

(RAVI R.TRIPATHI, J.)

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